torney's office while she was waiting to go before the grand jury. She did not seem to be nervous. Mr. Smith did not seem to be nervous. Mr. Smith did not question her. As soon as the jurors had returned from their luncheon, Mr. Smith took the girl into the grand into the gra

Mr. Smith, realizing his own honesty had been called into question by the charges of "kidnapping" and "framing up," was careful to let Celia tell her story in her own way with as little questioning as possible. It can be said that the District Attorney did not ask

ited her house in Hempstead when her husband was ill and that Mrs. Bailey

Archie Post and George Golder were the last two witnesses. The testimony of Golder, at first considered so material to the state, had lost its importance long before he went to the grand jury, by reason of his signing an affidavit for Mrs. Carman's counsel swearing that he had been mistaken in much of the testimony he gave before the Coroner.

1 became still more inconsequential after Cella had related her story. What

the Bailey murderer to tell them where he said, after Celia had related her story. What he told the grand jury to-day is not known, but it is known that the District Attorney did not care what story Golder might tell.

To Call Autopsy Doctors.

The witnesses whom Mr. Smith intends to call to-morrow are the physicians who held the autopsy—Drs. Runcie, Phipps and Grimmer—and Coroner Norton. If there is time for more Mrs. Powell, sister of Mrs. Carman became jealous and whose ears she boxed, may be called.

District Attorney Smith has not fully made up his mind whether to permit Mrs. Carman became jealous and whose ears she boxed, may be called.

District Attorney Smith has not fully made up his mind whether to permit Mrs. Carman to testify. Last night he was still fearful that if she were allowed to appear before the grand jurys called for immunity might he made.

The Carman said he did not recall the murder to tell them that day, to-day gave that the obed of the shord al abundant opportunity to dispose of a revolver while driving to visit his patients. The officials were interested yesterday to know just where the Carmans went in their automobile on the morning following the shooting. The trip, to shooting. The trip, to know just where the Carmans went in their automobile on the morning following the murder. There were interested yesterday to dispose of a revolver while driving to visit his patients. The officials were interested yesterday to dispose of a revolver while driving to visit his patients.

The officials were interested yesterday to know just where the Carmans went in their automobile on the morning following the shooting. The trip, to know just where the Carmans went in their automobile on the morning following the shooting. The trip, to shooting. The first patient days to shoot just the doctor had abundant opportunity to dispose of a revolver while driving to visit his patients.

The officials were interested yesterday to know just where the Carmans went in their automobile on the morning following

found.

"Their testimony, if verified," he said, "will be important only as contradicting and refuting parts of the case built up by the defence. They are both local women and live in the vicinity of Freeport."

The District Attorney has consented

Garland Gaden:

"You know, I am not so sure that there were any shots fired at me. I have been thinking about it a great deaf. I told you from the first that I thought at first a tire had blown out. I cocurs to me now that those shots might have been merely one of Gaden's jokes." had been games and a picnic for the children, but the decks were cleared for terpsichorean action at 8:30 o'clock.
At that moment President Lucien
Jouzand of the society made a low
bow near the Second av. entrance.
Vice-President Theodore Silzer clicked
his heels and made another. There-Vice-President Theodore Silzer clicked his heels and made another. Thereupon a band appeared as if by magic, and, directly behind it, New York's new French Consul General, M. Bosserant Danslade. He was escorted to the front of the hall and was cheered as

# Mr. Smith took the girl into the grand for more standard for the grand for the grand for a skeptical audience. The grand furance of coroner Norton, the amidavit she signed for Mrs. Carman's counsel, and they knew of the charges the defence had made of "kidnapping." The girl had not been long on the stand, however, before every juryman was hanging on her words, and the feeling of hostility. The Tribune's correspondent is reliably-told, had disappened. The girl told her story under pepred. The girl told her story under pepred. The girl told her story under the mish strand, however, before every juryman was hanging on her words, and the feeling of hostility. The Tribune's correspondent is reliably-told, had disappened. The girl told her story under the might Mrs. Carman had revealed to him the night Mrs. Bailey was shot the him the night Mrs. Bailey was shot her head of the dance that she had placed a dictograph in her husband's office. Tells Her Own Stery. Mr. Smith, realizing his own honesty had been called into question by the charges of "kidnapping" and "framing up," was careful to let Celia tell her charges of "kidnapping" and "framing up," was careful to let Celia tell her charges of "kidnapping" and "framing up," was careful to let Celia tell her cannot see yet my the public connect the murder of Mrs. Bailey with me wee that it hes any bearing on the case. I did not tell the District Attorney has consented but no one knows I've got the dicto-linty of Freeport." It is cocurs to me now that those shots might have been merely one of Gaden's jokes." At that local women and live in the vicinity of Freeport." The District Attorney has consented but occurs to me now that those shots might have been merely one of Gaden's jokes." The District Attorney has consented but occurs to me now that those shots might have been merely one of Gaden's jokes." It occurs to me now that those might have been merely one of Gaden's jokes." It is cocurs to me now that those might have been merely one of Gaden's jokes." It is

The girl was not a reluctant witness, neither did she appear over anxious to tell her story.

Celia told of preparing and serving dinner for the Carman household Tuesday night, June 30. She told how the family dispersed after the meal, and family dispersed after the meal to the patients who were told at the inquest.

Then she said that Mrs. Carman as she herself thought. The witness said she herself the supper dishes.

The meat of the story came when the District Attorney, after inquiring whether she had heard the sound of a shot, and receiving her affirmative answer, asked this question:

"District Attorney, after inquiring whether she had heard the sound of a shot, and receiving her affirmative answer, asked this question:

"Dr. Runcie on Saturday told a Tribune reporter, in the presence of two many times and told him about it, said he considered it as very foolish thing."

Dr. Runcie on Saturday told a Tribune reporter, in the presence of two many times and told him about it, said he considered it as along the way in the doctor, and I would remain silent. I did remain silent.

"The next day, in my presence, Mrs. of the limit of the limit

save her some instructions and then went upstairs.

At this point the jurors interrupted the witness with sharp questioning. It can be said on the best authority that the cross-examining by the jurors did not confuse the girl. She did not change her story in any important detail, and the jurors sat back to listente to the rest of her story.

Celia, according to The Tribune's informants, told the jurors that when did not have a revolver in her hand.

After Mrs. Carman's conversation with her, the subject of which is not known, the maid, she testified, went to her room and went to bed.

It is understood that Celia told the grand jury at length how she had come to sign the affidavit which George M.

Levy prepared and asked her to sign. She also said that she had not wanted to go back to Freeport last Thursday, when she was taken in the car by the prosecution's detectives, and that she did not want to go back again to the Carman home.

After the girl had finished her story she was taken quietly from the court-she was taken qu

ome.
ome distributed her story dector.'

"I said, This is the devi."

"I said, This is the devi."

"Yes,' he said. It'll ruin my prac"Yes,' he said. It'll ruin my prac-

charges of "kidnapping" and "Franking up." was careful to let Celia tell her story in her own way with as little questioning as possible. It can be said that the District Attorney did not ask this witness a single "leading question" during her cntire examination. The girl was not a reluctant witness, neither did she appear over anxious to tell her story.

Celia told of preparing and serving dinner for the Carman household Tuesday night, June 30. She told how the darily dispersed after the meal, and family dispersed after the meal, and family dispersed after the meal, and family dispersed after the doctors office, but please the cottend to the patients who were fice to attend to th

that Mrs. Carman did with guilt on her.

"Of course, I had heard Dr. Carman's reputation for being a lively ladies' man, and I gained the impression from him that some enraged husband fired at him through the window. The funny thing about that dictograph business was that for the last two months the doctor had been on his good behavior. So Mrs. Carman didn't hear anything on the instrument but what made her feel good.

## Tells of Cutting Out Bullet.

"When I went into Dr. Carman's of-fice I was surprised to find that no of-ficials were there. I asked the doctor if he had notified the officials, and he

"I did cut out the bullet, as I had a perfect right to do as health officer. There is a new law in this state which gives me the power to conduct an investigation even in the absence of the Coroner. The bullet passed into the body a little below the right armpit and came out four inches above the level its entrance in my opinion the course the bullet would have taken if fired from the window."

fired from the window."

Coroner Norton a few days ago declared he had directed Dr. Runcle to remove the bullet from Mrs. Bailey's

"I performed the autopsy on Mrs. Bailey, and I tell you candidly she was not to become a mother," Dr. Runcie wish I'd never got into this thing,

I wish I a never got into this thing, and if I'd known what had happened I wouldn't have gone. Every one thinks I know a lot more than I do. But I told the District Attorney he wasn't giving Dr. Carman a square deal, because I would fix the time of the shooting. I figure that the would

"I tried to calm the women, and I about requesting the physician to sign a waiver of immunity. He had looked further into the law and had reached the conclusion that Dr. Carman would gain no immunity for himself by testifying in a case which involved no charge against him.

It took an hour and a quarter for the physician to give his story to the jurors just about what he had told the District Attorney and the Coroner at

pany as collateral for the payment of a note of \$44,531.

Since then Mr. Hastings has died. His daughter, Norma, owns ten shares of stock and Harry E. Wolff, the treasurer, owns 240 shares. Tousey charged that the young woman and Wolff conspired to injure the company's business and force him to turn over his interest.

he made a speech.

The Lafayette Guards attended in

The Larayette Guards attended in their gold lace and served as aids for the dancers. The proceeds of the celebration, which are expected to be in the neighborhood of \$3,000, will go to the French Hospital, at 450 West

WAR HONOR MEN ELECT

W. B. Dickey Named Com

mander of Medal Legion.

FRENCHMEN CELEBRATE National Holiday Observed by Benevolent Society.

It might have been the Bastilie itself falling, instead of the French Benevolent Society celebrating that event when the orchestra struck up in Sulzer's Harlem River Casino last night. Fifteen hundred couples, more or less, pranced out on the floor.

The joyous Parisians of the year 1789 were handicapped by their ignorance of modern dance steps, and that was where last night's crowd had the advantage. During the afternoon there had been games and a picnic for the

JOHN L. BILLARD

# BILLARD ABOUT TO **OUIT NEW HAVEN**

mander of Medal Legion.

Atlantic City, July 14.—William B. Dickey, of Brooklyn, was elected commander of the Army and Navy Medal of Honor Legion at its twenty-fourth annual reunion here tc-day. Other officers chosen include Orville T. Chamberlain, Eckert, Ind., senior vice-commander, and John P. McFloy, U. S. N. (retired), junior vice-commander. The veterans after a lively debate approved the bill pending in Congress providing for them a pension of \$10 a month.

Of the 2,000 soldiers and sailors decorated by Congress for deeds of valor during the Civil War but 350 survive.

is said to have informed the New Jersey member that he had grown weary
of accusations connecting him with the
alleged wrecking of the property and
he desired to tell his story.

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st. police station, assumed charge of the machine. It bore the registry number 40401, which is that of Frank H. Petersen, of 439 East 136th st.

number 40401, which is that of Frank
H. Petersen, of 439 East 136th st.

PUBLISHER IN DIFFICULTY

Sinclair Tousey Files Petition

Situation.

It is not considered likely that any definite action will be taken at tomorrow's meeting. The question is too big for hasty action, but it will be among the possibilities that the commission will be asked to favor the commission wil company.

A month ago Tousey asked that the corporation be dissolved. He said that in 1909 he and George Gordon Hastin 1909 he and George Gordon Hastings entered into an agreement whereby Tousey deposited his 250 shares with the Mercantile Safe Deposit Company as collateral for the payment of a note of \$44.531.

# **ENGINEERS ON LINKS** Conwell Wins First Prize in

Monthly Golf Tourney.

W. L. Conwell won the first prize in the Class A twosomes at the regular ment theory of the matter the Club, of New York, held over the Longwood Country Club links yesterday afternoon. His card was 82-8-74. C. Young took second honors, at 88-10

Eighty-five members attended the meeting. Foursomes were played in the

# ABOUT NOMINATIONS

September 28 for Men Best

when they vote on September 28," said William Barnes last night when asked William Barnes last night when asked

Wadsworth, jr., of Livingston, for United States Senator, according to the DELAY OF BUDGET story, had the approval of the Republican state chairman.

Washington, July 14.-Final determination of the question whether criminal indictments shall be sought by the

on their heads the condemnation of the interstate Commerce Commission. It can act only through the anti-trust law, which has a section making it a lutions, the majority members were in velt intend to make the letter public. It can act only through the anti-trust law, which has a section making it a criminal offence to enter into a con-It can act only through the anti-trust law, which has a section making it a criminal offence to enter into a conspiracy in restraint of trade. Past experience with this section has not encouraged federal law officials to ask indictments for directors or other officials of alleged combinations which it sought to dissolve. Juries have been loath to render verdicts of guilty and judges have not been disposed to impose prison sentences. The widespread publicity given to the New Haven case, however, and the unqualified assertion of the Interstate Commerce Commission that the directors of the New Haven knew that they were acquiring and combining competing properties may put a different aspect on this case.

It has been known for months that the Department of Justice has had a criminal office strains.

It has been known for months that the Department of Justice has had a criminal office consent finally was obtained for an additional fifteen days the appropriations covering the Indian service and the sun. Continue for an additional fifteen days the appropriations covering the Indian service and the sun. Unanimous consent finally was obtained to continue for an additional fifteen days the appropriations covering the Indian service and the sun. The undesperdent of trade. Past extended the sun. It was pointed out that District Attorney Whitman, though he had previous opportunity to deny that Charles H. Duell, jr., represented him on any of his trips to Sagamore Hill, did not dry civil requirements of the government.

PICKS ANTI-WILSON MAN

Gov. Fielder's Vote Gives

Smith Choice Berth.

[By Telegraph to The Tribune.]

Trenton, N. J., July 14.—The vote of Governor Fielder to-day landed John A. Smith, of Camden, a stanch anti-Wilson Democrat, into the choice job as custo-dian of the State House. Edward E.

Colonel Roosevelt will go into the choice job as custo-dian of the State House. Edward E.

sought it may be laid before a grand jury to settle the question of whether immunity has been given to witnesses who helped the commission. If a contradiction is shown clearly, some of-ficials believe, immunity may not be

ministration circles that the depart-ment is anxious to get the civil disso-lution of the New Haven out of the way before it takes up any other phase of the case. According to the depart-ment theory of the matter, the New Haven grip on the transportation of New England is absolute, and it is more imperative that it be broken than that a few indictments be asked for which could not in any way restore

Eighty-five members attended the meeting. Foursomes were played in the morning, aggregate scores counting. Richard Devins and E. N. Chilson turned in the winning card, 179—41—138, with B. G. Braine and C. E. Bailey next in line, with 200—55—145.

Prizes also were awarded in classes B and C. In Class B, K. I. Small was successful, with 84—17—68, and E. N. Chilson was right on his heels, with 84—16—68. Mr. Small's handicap gave him a score which brought him below the par for the course, so the committee raised his score to 68. M. A. Scheffler was also allowed a 68 in Class C. although he went around in 100—26—64. G. M. Thomas was gecond in Class C. with 94—23—71. Springfield, Ill., July 14.-Following

Appointment of Hylan and Roy

Decrared Valid.

DENIED BY BAKNES

Albany, July 14.—The Court of Appeals held to-day that the appointment of John F. Hylan and Robert H. Roy as county judges of Kings County by Governor Glynn was valid. This decision reverses the Appellate Division. The judges were appointed recently by Governor Glynn to "fill vacancies in two offices that had just been created and never had been filled." The court held that this was proper and there was no necessity of waiting for an election to choose the first two men to fill newly created judgeships.

# HELD ON FORGERY CHARGE

Asserts He Will Cast Ballot on Lawyer Accused of Signing Magistrate's Name.

Fitted for Office.

Daniel Handler, a lawyer, of 189 Second av., was arrested yesterday in the Essex Market court on a charge of forging the name of Magistrate for with the mark, because there is many to my howledge in the case of Louis Keller. no man, to my knowledge, in the state handler told the court that he was who can predict what action the Re-

# LAID TO WILSON

Appropriations."

The debate developed that during the sixteen years the Republicans were in control of the House, from 1897, the appropriation bills had been passed on schedule time. "During those years the House business was administered in a business like manner," said Mr. Gillett.

refused unanimous consent for the consideration of a resolution continu-ing the old appropriations covered After the girl had finished her story After the second deal will the comment of usatice against direct the story after the second had girl had finished her story After the second deal will her comment of usatice against direct the story after the second had girl had finished her story After the second had and not finish the story. The season the story after the second had girl had finished her story After the second had until the bold of the stor

The Governor, State Controller Edwards and Mr. Grosscup, who is State Treasurer, make up the commission which selects the custodian. The Controller is known as an anti-Wilson Democrat.

The action of Governor Fielder came as a surprise because he is known as a close friend of the President. It is understood, however, that his enmity toward Joseph P. Tumulty, the Presi-dent's secretary, because of his afflia-tion with the Wittpenn faction is re-sponsible for the Governor's action.

## MASHERS TO WORKHOUSE Youths Who Annoyed Girl Get Twenty Days Each.

both twenty-two years old, were sentenced to twenty days in the workhouse last night by Magistrate Corrigan after they had been brought into court on the complaint of Katherine Washington, seventeen years old, who said that the men had annoyed and insulted her at the recreation pier at 113th st. and the East River.

The girl, who lives at 305 East 118th st., said she left her home last evening in company with her little sister for a walk. When they reached the pier the men accosted her and she ran from

walk. When they reached the pier the men accosted her and she ran from them. Later they came to her again and tried to strike up an acquaintance. When she refused they took her by the arms and tried to lead her away from her sister. Becoming frightened she screamed, and her cries brought a policeman. The defence offered by the men was that they thought they knew the girl.

# GLYNN JUDGES UPHELD WHITMAN DENIES ATTACK ON BARNES

No Letter Sent by Him to Colonel Roosevelt. Says Prosecutor.

T. R. SILENT WHEN ASKED ABOUT NOTE

District Attorney Asserts Campaign Will Not Be Managed by Barnes. District Attorney Whitman yester-

day again denied that he had written a letter attacking William Barnes, fr. which, it was reported from Ovater Bay, had been submitted to Colonel Roosevelt by Charles H. Duell, jr. who, acting on his own initiative, tried to obtain the Colonel's indorsement of Mr. Whitman's candidacy for the nomination for Governor.

The District Attorney further as serted that he never had drafted anything like the letter in question of knew of the existence of any such

draft.
Colonel Roosevelt's only reply to
Mr. Whitman's repeated denial last
night was a refusal to discuss the night was a refusal to discuss the matter in any way.
Incidentally, Mr. Whitman said he would go into the Republican primaries regardless of what Mr. Barnes thought of it, and added that if 3,000 Progressives announced themselves advocates of him in the race for Governor he would probably go into the Progressive primaries as well.

Whitman Fresh and Smiling.

House Committee Gives Townself of the impressibility of the capitalization of the proportation below the impressibility of the capitalization of the capit

not intend to do so."

"The story says you dined with him recently at the Union League Club."

"I have never dined with Mr. Barnes in my life. I repeat what I have said a thousand times on the platform, that I am not subservient to Mr. Barnes and preser will be a my control the

Smith, or Camden, a stance anti-wilson Democrat, into the choice job as custodian of the State House. Edward E. Grosscup, Democratic state chairman and a warm friend of President Wilson, voted against Smith's selection.

The Governor, State Controller Edwards and Mr. Grosscup, who is State Treasurer, make up the commission that the commission of the state leaders at Progressive national headquarters concerning the request of the New York leaders that he run for Governor this fall. He may meet Progressive leaders from other than the conference he experience he experience he experience he experience he experience he experience he conference he experience states. After the conference he expects to take luncheon at the Colony Club with some of the women interested in the social service work of the

# GIRL'S IMAGINATION BIG Police Hold Story of Negro's

Attack on Child Unreal. Lakewood, N. J., July 14.—The authorities are now satisfied that the only trouble with seven-year-old Clara Hauptman, whose story of being attacked by a negro in the woods caused an all-night hunt with bloodhounds, is too much imagination.

Louis Riccio, of 341 East 115th st., and Louis Seconio, of 306 Pleasant avboth twenty-two years old, were sentenced to twenty days in the workhouse last night by Magistrate Corrigan after they had been brought into court on the complaint of Katherine was picking berries when the girl came along and that, on seeing him, are savey screaming.

she ran away screaming.

The man proved it was Clara he had seen by saying she carried an umbrella, which the girl had not previously mentioned. The police believe Wright is telling the truth, but are holding him for further investigation.

# FORM POLITICAL LEAGUE

Proportional Representation Object of Organization.

he made no amplification. He told the jutors just about what he had told the District Attorney and the Corner at the inquest, and nothing that shed any new light upon the case.

The first witness was G. Fairfield, a surveyor, who had prepared charts and maps of the Carman house, lawn, the office and the outbuildings, etc.

Dr. Carman and Celia Coleman were followed by Madeline Bailey, the pretty seventeen-year-old daughter of the murdered woman. William D. Bailey, her father, escorted her to the grand jury room and did his best to comfort her and keep her calm under sill the excitement of the crowd and the swarm of photographers who were snapshotting every one connected with the case.

Madeline's testimony, it is said, had simply to do with her answering the telephone when the Bailey house was called up the night of the shooting from Dr. Carman's readlence, and Mr. Bailey was told that his wife had been seriously injured.

William D. Bailey followed his daughter. He told of receiving the telephone message and of going over to Freeport and finding there that his wife was dead.

The seventh witness was Mrs. Kimball, a cousin of Mrs. Bailey, It is said she testified that Dr. Carman visited her house in Hempstead when her husband was Ill and that Mrs. Bailey in the county of the suspicions I permitted to cloud he love I held for my husband.

"My little baby has been sent to the lowe of forsaking me. How the suspicions I permitted to cloud he love I held for my husband.

"My little baby has been sent to the lowe of forsaking me. How the suspicions I permitted to cloud he love I held for my husband.

"My little baby has been sent to the lowe I have been of the suspicions I permitted to cloud he love I held for my husband.

"My little baby has been sent to the lowe I have been of the suspicions I permitted to cloud he love I held for my husband.

"My little baby has been sent to the lowe I have been lower one with the numerous message and of going over to Freeport and finding there that his wife was dead.

The seventh

# as there then. Archie Post and George Golder were DOCTOR TELLS OF TRIP ON

RAISE CLAIM TO \$433,255

Merritt. Contractor, Sees Al-

leged Shortage Doubled.

An amended claim submitted to Judge Stephen Thayer, federal referee in bankruptcy in Yonkers, yesterday raised the alleged shortages of Henry C. Merritt, former Supervisor and Tammany contractor of East Chester, now under indictment on a grand larceny charge, from \$227,000 to \$433,-255. The Westchester County Research The Westchester County Research Bureau found alleged defalcations of \$227,000 six months ago. Yesterday E. P. Hoes, counsel for the town, sub-mitted the amended claim against Mer-ritt's bankrupt estate.

Merritt went to the wall in carrying out state highway contracts after Gov-ernor Sulzer began prosecuting highborner Norware the physicians who held the autopay—Drs. Carman said he also visited sicians who held the autopay—Drs. Carman said he also visited sicians who held the autopay—Drs. Carman head fold the autopay—D

**NEW "SLATE" DEAL DENIED BY BARNES** 

about an alleged slate published in an evening newspaper.

The putative slate, headed by District Attorney Whitman for Governor, Eugene M. Travis, of Brooklyn, for Eugene M. Travis, of Brooklyn, for Lieutenant Governor, and James W. trate Nolan.

were concerned in a bond issue of the company.

Mr. Ramsey, who was president of the Wabash Pittsburgh Terminal Company until deposed by opposition interests, will be introduced to the House committee to-morrow by Mr. Townsend. Before Mr. Townsend introduced his resolution of inquiry Mr. Ramsey is said to have informed the New Jersey member that he had grown weary

Sinclair Tousey Files Petition

in Bankruptcy.

Sinclair Tousey, whose disagreements with the other two stockholders in the firm of Frank Tousey, Inc., publishers of periodicals, have kept him in the courts recently, has filed a petition in bankruptcy. He gives his liation in bankruptcy. A month ago Tousey asked that the company.

A month ago Tousey asked that the corporation be dissolved. He said that the corporation be dissolved that the corporation because of the records of the inquiry. It is also probable that the answer of the present management of the road to the commission will be asked to favor the company with any and all evidence of wrongdoing it may possess that is not case. It has been known for months that the Department of Justice has had a great amount of information concerning the New Haven much of the road to the commission will be asked to favor the company with any and all evidence of wrongdoing it may possess that is not case. It has been

It has been well understood in ad-